

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**CHARLESTON DIVISION**

***In re C. R. Bard, Inc.  
Pelvic System Products Liability Litigation  
MDL No. 2187***

**Civil Action No.** 2:14-cv-20291

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**SHORT FORM COMPLAINT**

Come now the Plaintiff(s) named below, and for their Complaint against the Defendants named below, incorporate The Master Complaint in MDL No. 2187 by reference. Plaintiff(s) further show the court as follows:

1. Female Plaintiff

Sandra Leary

2. Plaintiff Husband

Charles Leary

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator)

N/A

4. State of Residence

Massachusetts

5. District Court and Division in which action is to be filed upon transfer from the MDL.

United States District Court for the District of Massachusetts

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6. Defendants (Check Defendants against whom Complaint is made):



A. C. R. Bard, Inc. ("Bard")



B. Sofradim Production SAS ("Sofradim")

- ☐ C. Tissue Science Laboratories Limited (“TSL”)
- ☐ D. Ethicon, Inc.
- ☐ E. Johnson & Johnson
- ☐ F. American Medical Systems, Inc. (“AMS”)
- ☐ G. Boston Scientific Corporation
- ☐ H. Mentor Worldwide LLC
- ☐ I. Coloplast Corp.
- ☐ J. Cook Incorporated
- ☐ K. Cook Biotech, Inc.
- ☐ L. Cook Medical, Inc.
- ☐ M. Desarrollo e Investigación Médica Aragonesa, S.L. (“DIMA”)
- ☐ N. Neomedic International, S.L.
- ☐ O. Neomedic Inc.
- ☐ P. Specialities Remeex International, S.L.

7. Basis of Jurisdiction

- ☒ Diversity of Citizenship

8.

a. Paragraphs in Master Complaint upon which venue and jurisdiction lie:

Paragraphs 1 - 8

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b. Other allegations of jurisdiction and venue

A substantial portion of events occurred in this jurisdiction.

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9. Defendants' products implanted in Plaintiff (Check products implanted in Plaintiff)

- ☐ A. The Align Urethral Support System;
- ☐ B. The Align TO Urethral Support System;
- ☒ C. The Avaulta Anterior BioSynthetic Support System;
- ☐ D. The Avaulta Posterior BioSynthetic Support System;
- ☐ E. The Avaulta Plus Anterior Support System;
- ☐ F. The Avaulta Plus Posterior Biosynthetic Support System;
- ☐ G. The Avaulta Solo Anterior Synthetic Support System;
- ☐ H. The Avaulta Solo Posterior Synthetic Support System;
- ☐ I. The InnerLace BioUrethral Support System;
- ☐ J. The Pelvicol Acellular Collagen Matrix;
- ☐ K. The PelviLace BioUrethral Support System;
- ☐ L. The PelviLace TO Trans-obturator BioUrethral Support System;
- ☐ M. The PelviSoft Acellular Collagen BioMesh;
- ☐ N. The Pelvitex Polypropylene Mesh;
- ☐ O. The Uretex SUP Purbourethral Sling;
- ☐ P. The Uretex TO Trans-obturator Urethral Support System;
- ☐ Q. The Uretex TO2 Trans-obturator Urethral Support System; and
- ☐ R. The Uretex TO3 Trans-obturator Urethral Support System.
- ☒ S. Other

Coloplast Aris

10. Defendants' Products about which Plaintiff is making a claim. (Check applicable products)

- ☐ A. The Align Urethral Support System;
- ☐ B. The Align TO Urethral Support System;
- ☒ C. The Avaulta Anterior BioSynthetic Support System;
- ☐ D. The Avaulta Posterior BioSynthetic Support System;
- ☐ E. The Avaulta Plus Anterior Support System;
- ☐ F. The Avaulta Plus Posterior Biosynthetic Support System;
- ☐ G. The Avaulta Solo Anterior Synthetic Support System;
- ☐ H. The Avaulta Solo Posterior Synthetic Support System;
- ☐ I. The InnerLace BioUrethral Support System;
- ☐ J. The Pelvicol Acellular Collagen Matrix;
- ☐ K. The PelviLace BioUrethral Support System;
- ☐ L. The PelviLace TO Trans-obturator BioUrethral Support System;
- ☐ M. The PelviSoft Acellular Collagen BioMesh;
- ☐ N. The Pelvitex Polypropylene Mesh;
- ☐ O. The Uretex SUP Purbourethral Sling;
- ☐ P. The Uretex TO Trans-obturator Urethral Support System;
- ☐ Q. The Uretex TO2 Trans-obturator Urethral Support System; and
- ☐ R. The Uretex TO3 Trans-obturator Urethral Support System.
- ☒ S. Other

Coloplast Aris

11. Date of Implantation as to Each Product

01/27/2007

12. Hospital(s) where Plaintiff was implanted (including City and State)

Charlton Memorial Hospital

Fall River, MA

13. Implanting Surgeon(s)

Peter D Martelly MD

14. Counts in the Master Complaint brought by Plaintiff(s)



Count I



Count II



Count III



Count IV



Count V



Count VI



Count VII (by the Husband)



Count VIII



Other \_\_\_\_\_ (please state the facts supporting this Count in the space, immediately below)



Other \_\_\_\_\_ (please state the facts supporting this Count in the space, immediately below)


s/ Aimee H. Wagstaff  
Attorney(s) for Plaintiff

Address, phone number, email address and bar information:

Aimee H. Wagstaff, CO SBN 36819  
Andrus Wagstaff, PC  
7171 West Alaska Drive  
Lakewood, CO 80226  
Tel: (303) 376-6360

Marc Grossman, NY SBN 0730  
Randi Kassan, NY SBN 7541  
100 Herricks Road  
Mineola, NY 11501  
Tel: (516) 741-5252